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Colorado Department
of Public Health
and Environment

July 14, 1994

Mr. Steven W. Slaten
U.S. Department of Energy
Rocky Flats Office
P.O. Box 928
Golden, Colorado 80402-0928

RE: Request for Extension, Industrial Area IM/IRA

Dear Mr. Slaten,

The Colorado Department of Public Health and Environment, Hazardous Materials and Waste Management Division (the Division), and the United States Environmental Protection Agency, Region VIII, have considered your extension request for the remaining milestones of the Industrial Area IM/IRA and are granting DOE a portion of the total time requested. As detailed below, the agencies recognize that good cause exists to justify a three month schedule extension.

Two factors were presented in your July 1, 1994 letter (94-DOE-07297) as necessitating an extension: inclusion of the spill control milestone from the April 15, 1994 Senior Executive Committee resolution of the Pond Water IM/IRA dispute, and additional technical work which "had broader programmatic implications".

Several points of clarification related to the spill control milestone appear warranted. The SEC resolution statement said "DOE will develop and propose an IAG milestone for spill control within three months". Nowhere in the resolution statement did the SEC designate the Industrial Area IM/IRA to carry this milestone; that decision was strictly internal. The three month period stipulated in the resolution statement has now come to a close. Though not specifically stated in your letter, the agencies are willing to consider your extension request a proposal for an IAG milestone pursuant to the SEC resolution statement. Early in May, a detailed schedule for the revision of the Draft Proposed IM/IRA was informally delivered to the agencies by DOE/EG&G project managers and outlined needing only seven weeks for "Pond IM/IRA Inclusion". It is also worth remembering that the purpose of this milestone came from the Pond Water IM/IRA as a means to discontinue the routine use of the interior ponds for spill control. Your letter refers to the milestone as "Sewage Treatment Tank Upgrade". We remind DOE not to lose sight of the original intent of the milestone.

We find DOE's claim of requiring an additional four months to address items of technical nature insupportable. The same schedule referenced in the above paragraph estimated needing only eight weeks for "IM/IRA Technical Work". This work was to occur simultaneously with the inclusion of the spill control milestone. The agencies submitted our comments on the Draft Proposed IM/IRA in early April; DOE has already had three months to resolve these issues. Until our receipt of your extension request, we were not aware of DOE's assessment of these details. In fact, we were advised a month ago that agency comments were already resolved.

As a result, we have found that the three months required by the SEC to develop and propose the spill control milestone to be the appropriate extension to the Industrial Area IM/IRA. This extra three month period should also be adequate to concurrently address those items of additional technical work. Using our August 10, 1993 correspondence as the schedule baseline, we are adding three months to those milestones to reset the remaining schedule as follows:

<u>Milestone</u>	<u>Previous Due Date</u>	<u>New Due Date</u>
Submit Draft Responsiveness Summary	8/2/94	11/2/94
Submit Final Responsiveness Summary	8/23/94	11/23/94
Submit Final Decision Document	8/23/94	11/23/94

ADMIN RECORD

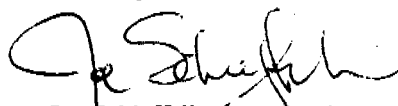
A-0010-000136

Request for Extension, Industrial Area IM/IRA
Page Two

Submittal of the Draft RS should occur at the same time as the closure of the 60 day public comment period; the schedule then allows three weeks to review public comments and incorporate them into the final document. In order to close public comment on 11/2/94, the Final Proposed IM/IRA needs to be released to the public no later than 9/2/94. The agencies also require 10 working days to review the Final Proposed document prior to public release to ensure our comments on the Draft Proposed document have been incorporated.

If you have any questions regarding these matters, please call Dave Norbury at 692-3415 or Bill Fraser at 294-1081.

Sincerely,



Joe Schieffelin, Unit Leader
Rocky Flats IAG Unit
Hazardous Waste Control Program



Martin Hestmark, Manager
Rocky Flats Project
Environmental Protection Agency

cc: Bill Fraser, EPA
Regina Sarter, DOE
~~XXXXXXXXXX~~ ES&G
Laura Perrault, AGO
Steve Tarlton, RFPU